

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

November 13, 2006

DIVISION ONE

B185364 Mehta et al. (Not for Publication)
v.
Metropolitan Life Insurance Company et al.

The judgments are affirmed. MetLife is entitled to its costs of appeal.

Vogel (Miriam A.), J.

I concur: Jackson, J. (Assigned)
I dissent: Mallano, Acting P.J. (Opinion)

B189727 People (Not for Publication)
v.
D'Juan B.

The judgment is affirmed.

Vogel (Miriam A.), Acting P.J.

We concur: Rothschild, J.
Jackson, J. (Assigned)

DIVISION TWO

Court convened at 9:00 a.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Joyce Hatter, Deputy Clerk.

DIVISION TWO (Continued)

Each of the following:

B187846	Klein v. Klein
B188930	In re Zenon P.
B189348	In re Charlie M.
B190295	In re Joshua W.
B191051	In re Miguel Z.
B189491	People v. Thornton
B187603	People v. Lewis
B188573	People v. Barnes
B183874	People v. Jenkins
B189047	People v. Cordova
B186935	People v. Samps
B185680	Ridgeway 110, Inc. v. Four Point Entertainment

Argument waived, cause submitted.

B184683	Peters, et al. v. County of Los Angeles
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Merits:

Argued by Steven Gambardella for appellants and by Clayton C. Averbuck for respondent. Cause submitted.

B174420	Won Kyung Oh v. Kohap, LTD.
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Merits:

Argued by Nate Kraut for appellant and by Kent Bridwell for respondent. Cause submitted.

DIVISION TWO (Continued)

B189954 Rivas
 v.
 City of South Gate

Merits:
Argued by Raul Granados for appellant and by Ricardo Navarrette for respondent. Cause submitted.

B185691 Movie Tech, Inc.
 v.
 Consolidated Film Industries, LLC

Merits:
Argued by Brian Jacobs for appellant and by Saul Brenner for respondent. Cause submitted.

Court in recess.

Court reconvened at 1:00 p.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Jim Guzman, Deputy Clerk.

Each of the following:

B184947 People v. Grant
B187468 People v. Navarro & Navarro
B187138 People v. Christopher H.
B186563 People v. Alvarez
B183656 Muranaka Farm v. Arechiga
B187658 Johnson v. Grant
B189800 In re Kimberly L.
B190391 In re Mackenzi Z.
B193648 Luis C. v. LASC & DCFS

Argument waived, cause submitted.

DIVISION TWO (Continued)

B189022 Utility Audit Company Inc. et al.

v.

City of Los Angeles

Merits:

Argued by Elena Reyes for appellants and by Laurie Rittenberg, Assistant City Attorney for respondents. Cause submitted.

B189672 People

v.

Salgado

Merits:

Argued by James Bostwick for appellant and by Marc Turchin, Deputy Attorney General for respondent. Cause submitted.

B159750 People

v.

Patrick

Merits:

Argued by Neil Rosenbaum for appellant and by Lance Winters, Deputy Attorney General for respondent. Cause submitted.

B190388 People

v.

Sanchez

Merits:

Argued by Jennifer McDonald, Deputy District Attorney for appellant and by Harland Braun for respondent. Cause submitted.

DIVISION TWO (Continued)

B188226 Hassan
 v.
 BMW of North America LLC

Merits:

Argued by Paul Levine for appellant and by Robert Philipson for respondent. Cause submitted.

B184691 In re W.G. Wells
 On
 OSC re sanctions

Merits:

Argued by W.G. Wells appearing on his own behalf. Cause submitted.

Court adjourned.

DIVISION THREE

B189880 People (Not for Publication)
 v.
 Nicholas J.

The judgment (order declaring minor a ward of the juvenile court) is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

November 13, 2006 (Continued)

DIVISION THREE (Continued)

B190208 People (Not for Publication)

V.

Gregory Sernal

The judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

B191813 People (Not for Publication)

V.

Ronda Mae Pangelinan

The appeal is dismissed.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

B190667 People (Not for Publication)

V.

James Mitchell

The judgment (order revoking probation) is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

DIVISION THREE (Continued)

B184182 People (Not for Publication)

V.

Mitchell Kahn

The appeal is dismissed

Klein, P.J.

We concur: Croskey, J.

Aldrich, J.

B189905 Los Angeles County, D.C.S. (Not for Publication)

V.

April A.

The order is affirmed, and the matter is remanded with directions to the juvenile court to order the DCFS to comply with ICWA notice provisions, and thereafter to make a new determination whether proper ICWA notice has been given and whether the ICWA applies to this case. If the juvenile court determines that Indian tribal entities have received proper ICWA notice and that E.A. and O.A. are not Indian children and that the ICWA does not apply, the juvenile court should reinstate its order. Alternatively, if the juvenile court determines that the children are Indian children and that the ICWA applies to these proceedings, Mother is then entitled to petition the juvenile court to invalidate orders which violated 25 United States Code sections 1911, 1912, and 1913. (See 25 U.S.C. § 1914 & Cal. Rules of Court, rule 1439(n)(1).) This court lifts its stay of the juvenile court's section 366.26 hearing formerly set for July 25, 2006.

Kitching, J.

We concur: Croskey, Acting P.J.

Aldrich, J.

DIVISION THREE (Continued)

B186957 People (Not for Publication)

V.

Mark G. Crawford

The clerk of the superior court is ordered to modify the abstract of judgment to strike the requirement that Crawford register under section 290. The Clerk shall then forward an amended abstract of judgment to the Department of Corrections. The judgment is otherwise affirmed as modified.

Aldrich, J.

We concur: Klein, P.J.
Croskey, J.

DIVISION FOUR

B184504 Alvarez et al.

V.

May Department Stores Company

Filed order denying petition for rehearing.

B184183 People (Not for Publication)

V.

Gray

The judgment is affirmed.

Willhite, J.

We concur: Epstein, P.J.
Suzukawa, J.

DIVISION FOUR (Continued)

B183177 Javaheri et al. (Not for Publication)
 v.
 Khorshidi et al.

The judgment is affirmed. Plaintiffs shall recover their costs on appeal.

Willhite, Acting P.J.

We concur: Manella, J.
 Suzukawa, J.

B188113 People
 v.
 Demirdjian

Filed order denying petition for rehearing.

DIVISION FIVE

B189041 People (Not for Publication)
 v.
 Kenneth Watkins

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.
 Mosk, J.

DIVISION FIVE (Continued)

B186748 People (Not for Publication)

V.

Juan Ortiz

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.

Kriegler, J.

B187915 People (Not for Publication)

V.

Darron McVay

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.

Kriegler, J.

B188362 People (Not for Publication)

V.

Hermes Guillen

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.

Mosk, J.

DIVISION FIVE (Continued)

B188962 Los Angeles County, D.C.S. (Not for Publication)
v.
John M.

The judgment is reversed.

Armstrong, J.

We concur: Turner, P.J.
Mosk, J.

B187048 Louis Watson, Priscilla Watson (Not for Publication)
v.
Interinsurance Exchange of the Automobile Club

The judgment is affirmed. Respondent(s) to recover costs.

Mosk, J.

We concur: Armstrong, Acting P.J.
Kriegler, J.

DIVISION SIX

B192964 Guadalupe G. (Not for Publication)
v.
San Luis Obispo Superior Court
(San Luis Obispo County Department of Social Services, r.p.i.)

The petition is denied.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

November 13, 2006 (Continued)

DIVISION SIX (Continued)

B189732 People (Not for Publication)
v.
Perez

The judgment is affirmed.

Coffee, J.

We concur: Yegan, Acting P.J.
Perren, J.

B183782 People (Not for Publication)
v.
Sudduth

The judgment is affirmed.

Perren, J.

We concur: Yegan, Acting P.J.
Coffee, J.